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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/680,774	10/07/2003	Debra Colbert	33085	5847

7590 07/20/2004

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EXAMINER

RAMIREZ, RAMON O

ART UNIT	PAPER NUMBER
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3632

DATE MAILED: 07/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/680,774

Applicant(s)

COLBERT, DEBRA

Examiner

RAMON O. RAMIREZ

Art Unit

3632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 October 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 18-20 is/are allowed.
- 6) ☒ Claim(s) 1-3, 6-13 and 15-17 is/are rejected.
- 7) ☒ Claim(s) 4, 5 and 14 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 07 October 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

Detailed Action

This is the first Office Action corresponding to original filing. Claims 1-20 are present for examination.

Specification

The disclosure is objected to because of the following informalities: on page 8, line 27, "10of" should be - - 10 of - -.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 3, 8 and 9 are rejected under 35 U.S.C. 102(b) as being anticipated by Josephson (Pat No 5,073,059).

The patent to Josephson shows a display device comprising sleeves (34), holes (34, 42), and support mechanism (legs see Fig 2).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view of Goserud (Pat No 5,461,810).

The patent to Goserud shows the use of sheets having a plastic transparent window (21) to be able to view and protect the desired display member. It would have been obvious to one skilled in the art at the time the invention was made to have provided the device shown by Josephson with sleeves having plastic transparent window as shown by Goserud to be able to view and protect a desired display member, like photographs.

Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view of de Saro (Pat No 5,992,068).

The patent to de Saro shows the use of florescent material as a means to bring attention to the display. It would have been obvious to one skilled in the art at the time the invention was made to have provided the device shown by Josephson with florescent material as shown by de Saro to further bring more attention to the device.

Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view Karges (Pat No 1,156,083).

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Karges shows the use of a stand comprising heavy feet or base to increase the stability of the stand. It would have been obvious to one skilled in the art at the time the invention was made to have the device shown by Josephson with a heavy base or feet as shown by Karges to increase the stability of the device.

Claim 11 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view Karges and Hass (US 2002/0190183 A1).

Hass shows the use of hook and loop fastener means for securing a device. It would have been obvious to one skilled in the art at the time the invention was made to have provided the device shown the combination set forth above with hook and loop fastener as an alternative means for securing the device on a different surface.

Claims 12, 13 and 15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view of Goserud and de Saro.

The patent to de Saro shows the use of florescent material as a means to bring attention to the display. It would have been obvious to one skilled in the art at the time the invention was made to have provided the device shown by the combination set forth above with florescent material as shown by de Saro to further bring more attention to the device.

Claim 16 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view of Goserud, de Saro and Karges.

Karges shows the use of a stand comprising heavy feet or base to increase the stability of the stand. It would have been obvious to one skilled in the art at the time the invention

was made to have the device shown by the combination set forth above with a heavy base or feet as shown by Karges to increase the stability of the device.

Claim 17 is rejected under 35 U.S.C. 103(a) as being unpatentable over Josephson in view of Goserud, de Saro and Hass.

Hass shows the use of hook and loop fastener means for securing a device. It would have been obvious to one skilled in the art at the time the invention was made to have provided the device shown the combination set forth above with hook and loop fastener as an alternative means for securing the device on a different surface.

Allowable Subject Matter

Claims 4, 5 and 14 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 18-20 are allowed over the art of record.

The following is a statement of reasons for the indication of allowable subject matter: none of the art of record discloses a display device comprising in addition to the other elements, a plurality of sleeves each having a plastic pocket and a surrounding frame.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Pershing et al. (3,545,112), Glass et al. (3,871,115),

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Palmer (3,980,267), Perry (4,467,542), Meinscher et al. (5,720,464) show display of interest, comprising flip chart holders.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner **Ramírez** at telephone number (703) 308-0748.

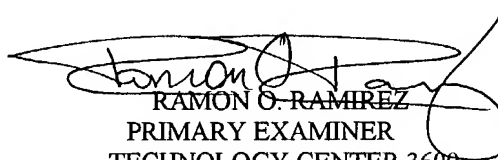
The examiner can be normally reached on Monday-Thursday and alternate Fridays.

The fax numbers for this Group are (703) 872-9306 (official papers), and (703) 308-3519 (unofficial papers).

Any inquiry of general nature relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-1113.

A shortened period for response to this Office Action expires **THREE MONTHS** from the mailing date of this action.

R.O.RAMIREZ
July 14, 2004


RAMON O. RAMIREZ
PRIMARY EXAMINER
TECHNOLOGY CENTER 3600
ART UNIT 3632